



Attorney Docket: BHT/3111-404

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : KAN et al.
Application No. : 10/760,309
Filed : January 21, 2004
Title : INTEGRATED CIRCUIT STRUCTURE AND A DESIGN METHOD THEREOF
Group Art Unit : 2825
Examiner : Unassigned
Attorney Docket : BHT/3111-404

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO
NOTICE OF OMITTED ITEM(S) IN A NONPROVISIONAL APPLICATION

Sir:

Responsive to the NOTICE OF OMITTED ITEM(S) IN A NONPROVISIONAL APPLICATION of August 18, 2004 (Part 2 copy attached), Applicant hereby elects option III and believes that this application is complete as filed in the U.S. Patent and Trademark Office on January 21, 2004.

Attached hereto is a Preliminary Amendment amending the Brief Description of the Drawings on page 5 of Applicant's specification to reflect descriptions of Figures 4A and 4B. It is noted that Figures 4A and 4B were, in fact, filed with the application documents on January 21, 2004.

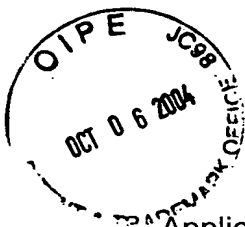
Respectfully submitted,

Date: October 6, 2004

By:

Bruce H. Troxell
Reg. No. 26,592

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TRANSMITTAL COVER SHEET

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Sir:

Transmitted herewith for filing are the following:

1. RESPONSE TO NOTICE OF OMITTED ITEM(S)
IN A NONPROVISIONAL APPLICATION of August 17, 2004,
along with Part 2 of NOTICE.
2. PRELIMINARY AMENDMENT.

The Commissioner is hereby authorized to charge any additional fees which may be required for the filing of this document to **Deposit Account No. 501874**.

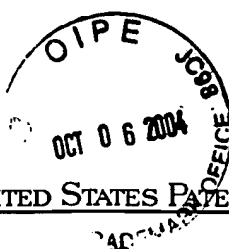
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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/760,309	01/21/2004	Tsang-Chi Kan	BHT-3111-404

CONFIRMATION NO. 1537

BRUCE H. TROXELL
 5205 LEESBURG PIKE, SUITE 1404
 FALLS CHURCH, VA 22041

FORMALITIES LETTER



OC000000013557451

Date Mailed: 08/17/2004

NOTICE OF OMITTED ITEM(S) IN A NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has been accorded to the above-identified nonprovisional application papers; however, the following item(s) appear to have been omitted from the application:

- Figure(s) 5 described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h)) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

Applicant is advised that generally the filing fee required for an application is the filing fee in effect on the filing date accorded the application and that payment of the requisite basic filing fee on a date later than the filing date of the application requires payment of a surcharge (37 CFR 1.16(e)). To avoid processing delays and payment of a surcharge, applicant should submit any balance due for the requisite filing fee based on the later filing date being requested when submitting the omitted items(s) and the petition (and petition fee) requesting the later filing date.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (i.e., the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabeled drawing figures, is required.

A copy of the drawing figures showing the proposed changes in red ink should accompany with any drawing changes. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY